

STAYED, TYPE I-FOIA

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:18-cv-01764-EGS**

WESTERN VALUES PROJECT v. UNITED STATES
DEPARTMENT OF THE INTERIOR
Assigned to: Judge Emmet G. Sullivan
Cause: 05:552 Freedom of Information Act

Date Filed: 07/30/2018
Jury Demand: None
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff**WESTERN VALUES PROJECT**

represented by **Travis James Annatoyn**
DEMOCRACY FORWARD
FOUNDATION
1333 H Street NW
Washington, DC 20005
(810) 923-0534
Email: tannatoyn@democracyforward.org
LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED

Javier M. Guzman
DEMOCRACY FORWARD
FOUNDATION
P.O. Box 34553
Washington, DC 20043
(202) 448-9090
Email: jguzman@democracyforward.org
ATTORNEY TO BE NOTICED

V.

Defendant**UNITED STATES DEPARTMENT
OF THE INTERIOR**

represented by **Jason Todd Cohen**
U.S. ATTORNEY'S OFFICE FOR THE
DISTRICT OF COLUMBIA
555 Fourth Street, NW
Washington, DC 20530
(202) 252-2523
Fax: (202) 252-2599
Email: jason.cohen@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Doris Denise Coles-Huff
U.S. ATTORNEY'S OFFICE FOR THE
DISTRICT OF COLUMBIA
555 Fourth Street, NW
Washington, DC 20530
(202) 252-2557
Fax: (202) 252-2599
Email: doris.coles@usdoj.gov
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
07/30/2018	<u>1</u>	COMPLAINT against UNITED STATES DEPARTMENT OF THE INTERIOR (Filing fee \$ 400 receipt number 0090-5609134) filed by WESTERN VALUES PROJECT. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summons, # <u>3</u> Summons, # <u>4</u>

		Summons, # <u>5</u> Exhibit, # <u>6</u> Exhibit, # <u>7</u> Exhibit, # <u>8</u> Exhibit, # <u>9</u> Exhibit, # <u>10</u> Exhibit, # <u>11</u> Exhibit, # <u>12</u> Exhibit, # <u>13</u> Exhibit, # <u>14</u> Exhibit)(Guzman, Javier) (Attachment 1 replaced on 7/30/2018) (zmd). (Entered: 07/30/2018)
07/30/2018	<u>2</u>	LCvR 7.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by WESTERN VALUES PROJECT. (zmd) (Entered: 07/30/2018)
07/30/2018		Case Assigned to Judge Emmet G. Sullivan. (zmd) (Entered: 07/30/2018)
07/31/2018	<u>3</u>	STANDING ORDER: The parties are directed to read the attached Standing Order Governing Civil Cases Before Judge Emmet G. Sullivan in its entirety upon receipt. The parties are hereby ORDERED to comply with the directives in the attached Standing Order. Signed by Judge Emmet G. Sullivan on 07/31/18. (Attachment: # <u>1</u> Exhibit 1) (mac) (Entered: 07/31/2018)
08/01/2018	<u>4</u>	SUMMONS (3) Issued Electronically as to UNITED STATES DEPARTMENT OF THE INTERIOR, U.S. Attorney and U.S. Attorney General (Attachment: # <u>1</u> Notice and Consent)(zmd) (Entered: 08/02/2018)
08/09/2018	<u>5</u>	NOTICE of Proof of Service by WESTERN VALUES PROJECT (Attachments: # <u>1</u> Declaration)(Guzman, Javier) (Entered: 08/09/2018)
08/10/2018		NOTICE OF ERROR: Document No. re <u>5</u> NOTICE of Proof of Service was entered in error and counsel was instructed to refile said pleading as to the correct docket event (jf) (Entered: 08/10/2018)
08/13/2018	<u>6</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 8/8/2018. (Answer due for ALL FEDERAL DEFENDANTS by 9/7/2018.), RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 8/8/2018., RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. UNITED STATES DEPARTMENT OF THE INTERIOR served on 8/7/2018 (Attachments: # <u>1</u> Declaration)(Guzman, Javier) (Entered: 08/13/2018)
08/30/2018	<u>7</u>	MOTION for Leave to Appear Pro Hac Vice :Attorney Name– Travis Annatoyn, :Firm– Democracy Forward Foundation, :Address– P.O. Box 34553, Washington, D.C. 20043. Phone No. – 202–448–9090. Fee Status: No Fee Paid. by WESTERN VALUES PROJECT (Attachments: # <u>1</u> Declaration, # <u>2</u> Text of Proposed Order)(Guzman, Javier) (Entered: 08/30/2018)
09/04/2018		MINUTE ORDER granting <u>7</u> motion for leave to appear pro hac vice. Attorney Travis Annatoyn is hereby admitted pro hac vice in this matter. Signed by Judge Emmet G. Sullivan on 9/4/2018. (lcegs3) (Entered: 09/04/2018)
09/06/2018	<u>8</u>	NOTICE of Appearance by Jason Todd Cohen on behalf of UNITED STATES DEPARTMENT OF THE INTERIOR (Cohen, Jason) (Entered: 09/06/2018)
09/07/2018	<u>9</u>	ENTERED IN ERROR.....ANSWER to Complaint by UNITED STATES DEPARTMENT OF THE INTERIOR.(Cohen, Jason) Modified on 9/11/2018 (jf). (Entered: 09/07/2018)
09/07/2018	<u>10</u>	ANSWER to Complaint (<i>Corrected filing</i>) by UNITED STATES DEPARTMENT OF THE INTERIOR.(Cohen, Jason) (Entered: 09/07/2018)
09/11/2018		NOTICE OF CORRECTED DOCKET ENTRY: Document No. re <u>9</u> Answer to Complaint was entered in error and refiled by counsel with correct case caption/number. (See Docket Entry <u>10</u> to view document) (jf) (Entered: 09/11/2018)
10/29/2018	<u>11</u>	MOTION to Order Status Report by WESTERN VALUES PROJECT (Attachments: # <u>1</u> Text of Proposed Order)(Annatoyn, Travis) Modified on 10/31/2018 (znmw). (Entered: 10/29/2018)
10/31/2018		MINUTE ORDER granting <u>11</u> plaintiff's motion to order status report. Plaintiff brings this action pursuant to the Freedom of Information Act ("FOIA"), 5 U.S.C. § 552. The parties are directed to meet and confer and propose a joint scheduling order for further proceedings in this case by no later than November 15, 2018. The parties' joint proposed scheduling order shall address the following: (1) The status of plaintiff's FOIA request; (2) The anticipated number of documents responsive to plaintiff's FOIA

		request; (3) The anticipated date(s) for release of documents responsive to plaintiff's FOIA request; (4) Whether a motion for an Open America stay is likely in this case; (5) Whether a Vaughn index will be required in this case; (6) Whether this case would benefit from referral to a magistrate judge or the District Court Mediation Program for purposes of settlement; and (7) A proposed briefing schedule for dispositive motions, if applicable. If the parties are unable to agree on a joint recommendation, the joint proposed scheduling order shall include each party's individual recommendations. Signed by Judge Emmet G. Sullivan on 10/31/2018. (lcegs3) (Entered: 10/31/2018)
10/31/2018		Set/Reset Deadlines: Proposed Scheduling Order due by 11/15/2018. (mac) (Entered: 10/31/2018)
11/15/2018	<u>12</u>	Joint STATUS REPORT by WESTERN VALUES PROJECT. (Annatoyn, Travis) (Entered: 11/15/2018)
11/15/2018		MINUTE ORDER in view of <u>12</u> parties' joint status report, the parties are directed to file another joint status report by no later than December 17, 2018. Signed by Judge Emmet G. Sullivan on 11/15/2018. (lcegs3) (Entered: 11/15/2018)
11/16/2018		Set/Reset Deadlines: Joint Status Report due by 12/17/2018. (mac) (Entered: 11/16/2018)
12/17/2018	<u>13</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF THE INTERIOR. (Cohen, Jason) (Entered: 12/17/2018)
12/19/2018		MINUTE ORDER. In view of <u>13</u> joint status report, the parties are directed to file another joint status report updating the Court by no later than January 9, 2019. The defendant is directed to provide a response to plaintiff's questions by December 21, 2018. Signed by Judge Emmet G. Sullivan on 12/19/2018. (lcegs3) (Entered: 12/19/2018)
12/19/2018		Set/Reset Deadlines: Joint Status Report due by 1/9/2019 (mac) (Entered: 12/19/2018)
01/08/2019	<u>14</u>	MOTION to Stay by UNITED STATES DEPARTMENT OF THE INTERIOR (Attachments: # <u>1</u> Text of Proposed Order)(Coles-Huff, Doris) (Entered: 01/08/2019)
01/09/2019		MINUTE ORDER granting <u>14</u> unopposed motion to stay in light of lapse of appropriations. Defendant is directed to notify the Court when appropriations are restored or if a continuing resolution is enacted. Signed by Judge Emmet G. Sullivan on 1/9/2019. (lcegs3) (Entered: 01/09/2019)
01/29/2019	<u>15</u>	NOTICE of Restored Government Funding by UNITED STATES DEPARTMENT OF THE INTERIOR (Cohen, Jason) (Entered: 01/29/2019)
02/04/2019		MINUTE ORDER. In view of <u>15</u> Notice of Restored Government Funding, the parties are directed to file a joint status report by no later than February 22, 2019 with a recommendation for further proceedings. Signed by Judge Emmet G. Sullivan on 2/4/2019. (lcegs3) (Entered: 02/04/2019)
02/05/2019		Set/Reset Deadlines: Joint Status Report due by 2/22/2019. (mac) (Entered: 02/05/2019)
02/22/2019	<u>16</u>	STATUS REPORT by UNITED STATES DEPARTMENT OF THE INTERIOR. (Cohen, Jason) (Entered: 02/22/2019)
02/22/2019	<u>17</u>	STATUS REPORT by WESTERN VALUES PROJECT. (Annatoyn, Travis) (Entered: 02/22/2019)
02/22/2019		MINUTE ORDER. In view of <u>16</u> Defendant's Status Report and <u>17</u> Plaintiff's Status Report, the parties shall meet and confer, and file a Joint Status Report with a recommendation for further proceedings by no later than March 8, 2019. Signed by Judge Emmet G. Sullivan on 2/22/2019. (lcegs3) (Entered: 02/22/2019)
02/25/2019		Set/Reset Deadlines: Joint Status Report due by 3/8/2019. (mac) (Entered: 02/25/2019)
03/08/2019	<u>18</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF THE INTERIOR. (Cohen, Jason) (Entered: 03/08/2019)

03/11/2019		MINUTE ORDER. In view of the <u>18</u> Joint Status Report, the parties shall meet and confer, and file a joint status report with a schedule for production and a recommendation for further proceedings by no later April 12, 2019. The Court declines to adopt Plaintiff's proposal for a briefing schedule substantially for the reasons set forth in Defendant's proposal. Signed by Judge Emmet G. Sullivan on 3/11/2019. (lcegs3) (Entered: 03/11/2019)
03/12/2019		Set/Reset Deadlines: Joint Status Report due by 4/12/2019. (mac) (Entered: 03/12/2019)
04/12/2019	<u>19</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF THE INTERIOR. (Cohen, Jason) (Entered: 04/12/2019)
04/12/2019		MINUTE ORDER. In view of the <u>19</u> Joint Status Report, the parties are directed to file another joint status report by no later than May 13, 2019. Signed by Judge Emmet G. Sullivan on 4/12/2019. (lcegs3) (Entered: 04/12/2019)
04/15/2019		Set/Reset Deadlines: Joint Status Report due by 5/13/2019. (mac) (Entered: 04/15/2019)
05/13/2019	<u>20</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF THE INTERIOR. (Cohen, Jason) (Entered: 05/13/2019)
05/14/2019		MINUTE ORDER. In view of the <u>20</u> Joint Status Report, the parties are directed to file another joint status report by no later than July 12, 2019. Signed by Judge Emmet G. Sullivan on 5/14/2019. (lcegs3) (Entered: 05/14/2019)
05/15/2019		Set/Reset Deadlines: Joint Status Report due by 7/12/2019. (mac) (Entered: 05/15/2019)
07/12/2019	<u>21</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF THE INTERIOR. (Cohen, Jason) (Entered: 07/12/2019)
07/15/2019		MINUTE ORDER. In view of the <u>21</u> Joint Status Report, the parties are directed to file another joint status report by no later than August 12, 2019, proposing a joint recommendation for further proceedings. Signed by Judge Emmet G. Sullivan on 7/15/2019. (lcegs3) (Entered: 07/15/2019)
07/16/2019		Set/Reset Deadlines: Joint Status Report due by 8/12/2019. (mac) (Entered: 07/16/2019)
08/12/2019	<u>22</u>	Joint STATUS REPORT by WESTERN VALUES PROJECT. (Annatoyn, Travis) (Entered: 08/12/2019)
08/13/2019		MINUTE ORDER. In view of the <u>22</u> Joint Status Report, the parties are directed to file another joint status report by no later than September 19, 2019, proposing a joint recommendation for further proceedings. The parties shall file a proposed order with each joint status report. Signed by Judge Emmet G. Sullivan on 8/13/2019. (lcegs3) (Entered: 08/13/2019)
08/14/2019		Set/Reset Deadlines: Joint Status Report due by 9/19/2019. (mac) (Entered: 08/14/2019)
09/19/2019	<u>23</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF THE INTERIOR. (Cohen, Jason) (Entered: 09/19/2019)
09/19/2019		MINUTE ORDER. In view of the <u>23</u> Joint Status Report, the parties are directed to file another joint status report by no later than November 18, 2019, proposing a joint recommendation for further proceedings. Signed by Judge Emmet G. Sullivan on 9/19/2019. (lcegs3) (Entered: 09/19/2019)
09/20/2019		Set/Reset Deadlines: Joint Status Report due by 11/18/2019. (mac) (Entered: 09/20/2019)